

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOHN T. ORE, FRANCIS M. DUNLOP, and  
ROBIN E. DUNLOP,

Plaintiffs,

-against-

THELONIOUS RECORDS, INC.,  
THELONIOUS S. MONK JR. a/k/a T.S.  
MONK, and PETER G. GRAIN,

Defendants.


07 Civ. 10681 (NRB)(MHD

STIPULATION OF  
DISMISSAL WITH  
PREJUDICE AND  
~~PROPOSED~~ ORDER

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned  
counsel for the parties herein that this action and all claims asserted herein shall be dismissed  
with prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(ii). The parties agree that each party shall  
bear its own attorney's fees and costs.

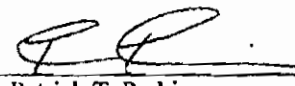
Dated: New York, New York  
April 14, 2009

By:

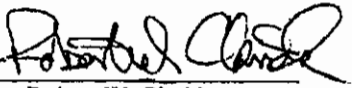
  
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Attorney for Defendants

~~PROPOSED~~ ORDER

This Court has reviewed the Stipulation set forth above. Good cause appearing,

IT IS ORDERED that:

1. This action is dismissed with prejudice.
2. The parties shall bear their own attorney's fees and costs.

  
United States District Judge

4/15/09